

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MASSACHUSETTS  
(WORCESTER)**

FILED  
IN CLERK'S OFFICE  
2004 FEB 17 P 1:30  
U.S. BANKRUPTCY COURT  
WORCESTER, MA

\*\*\*\*\*  
In re: ) Chapter 11  
CADKEY CORPORATION, )  
Debtor ) Case No. 03-44906-HJB  
\*\*\*\*\*

**NOTICE OF APPEAL**

To the Honorable Henry J. Boroff, United States Bankruptcy Judge:

Pursuant to Federal Bankruptcy Rule 8001, notice is hereby given that Micro Control Systems, Inc, a secured creditor in the above-captioned bankruptcy proceedings, hereby appeals to the United States District Court from the order of the Bankruptcy Court dated February 12, 2004 denying the:

**FINAL APPLICATION FOR APPROVAL OF  
REIMBURSEMENT OF FEES AND COSTS DUE THE  
SECURED CREDITOR MICRO CONTRL SYSTEMS, INC**

The names and addresses of the parties to the order appealed from and their respective counsel are as follows:

**Party**

**Counsel**

Debtor – Cadkey Corp.

James Wilton, Esq.  
Ropes and Gray, LLP  
One International Place  
Boston, MA 02110

Official Committee of Unsecured Creditors

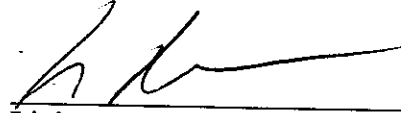
Michael J. Goldberg, Esq.  
Sherin and Lodgen LLP  
100 Summer Street  
Boston, MA 02110

(247)  
2/17/04

A Notice of Election as required by Bankruptcy Rule 8001(e) is filed this day.

Respectfully submitted the 13 day of February 2004.

Micro Control Systems, Inc.  
By its attorney

A handwritten signature in black ink, appearing to read 'Livingston Davies', is written over a horizontal line.

Livingston Davies  
BBO# 655443  
P.O. Box 367  
Duxbury, MA 02331  
Tel: 781-934-6420  
Fax: 781-934-6310

UNITED STATES BANKRUPTCY COURT, DISTRICT OF MASSACHUSETTS  
Proceeding Memorandum/Order of Court

In Re: CADKEY Corporation

Case Number: 03-44906,

Ch: 11

MOVANT/APPLICANT/PARTIES:

#209 APPLICATION of Micro Control Systems, Inc. for Approval of Reimbursement of fees and costs due  
OBJECTION by Debtor and Creditors Committee  
Livingston Davies, Esq.  
James M. Wilton, Esq.  
Michael J. Goldberg, Esq.

OUTCOME:

☐ Granted ☐ Denied ☐ Approved ☐ Sustained  
☐ Denied ☐ Denied without prejudice ☐ Withdrawn in open court ☐ Overruled  
☐ OSC enforced/released  
☐ Continued to: \_\_\_\_\_ For: \_\_\_\_\_  
☐ Formal order/stipulation to be submitted by: \_\_\_\_\_ Date due: \_\_\_\_\_  
☐ Findings and conclusions dictated at close of hearing incorporated by reference  
☐ Taken under advise ment: Brief(s) due \_\_\_\_\_ From \_\_\_\_\_  
Response(s) due \_\_\_\_\_ From \_\_\_\_\_  
☐ Fees allowed in the amount of: \$ \_\_\_\_\_ Expenses of: \$ \_\_\_\_\_  
☐ No appearance/response by: \_\_\_\_\_  
☒ DECISION SET OUT MORE FULLY BY COURT AS FOLLOWS:

DENIED.

IT IS SO NOTED:

\_\_\_\_\_  
Courtroom Deputy

IT IS SO ORDERED:

*Henry J. Boroff*

\_\_\_\_\_  
Henry J. Boroff, U.S. Bankruptcy Judge

Dated: 02/12/2004

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